

SEYFARTH SHAW LLP  
 Michael J. Burns (SBN 172614)  
 E-mail: mburns@seyfarth.com  
 Giovanna Alicia Ferrari (SBN 229871)  
 E-mail: gferrari@seyfarth.com  
 560 Mission Street, 31st Floor  
 San Francisco, California 94105  
 Telephone: (415) 397-2823  
 Facsimile: (415) 397-8549

Attorneys for Defendant  
 OFFICEMAX INCORPORATED

UNITED STATES DISTRICT COURT

IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

NANCY DARDARIAN, individually and on  
 behalf of all others similarly situated,

Plaintiff,

v.

OFFICEMAX INCORPORATED, a Delaware  
 corporation

Defendant.

Case No. 11-cv-00947 SBA

**SUBSTITUTION OF COUNSEL AND  
 [PROPOSED] ORDER GRANTING  
 SUBSTITUTION**

Defendant OfficeMax Incorporated ("OfficeMax") has been represented by Matthew Ryan Orr, Scott Richard Hatch, Elham Marder, and Jeffrey Daymon Neumeyer in this action.

It is hereby consented that Michael J. Burns and Giovanna A. Ferrari of Seyfarth Shaw LLP, 560 Mission St., Suite 3100, San Francisco, California 94105 [Telephone: (415) 397-2823, Fax: (415) 397-8549] be and hereby are substituted in place and instead of Matthew Ryan Orr and Scott Richard Hatch of Call & Jensen, 610 Newport Center Drive, Suite 700, Newport Beach, CA 92660 as attorneys for OfficeMax in this action and that this substitution be entered into effect without further notice. The substitution has no effect on Mr. Neumeyer and Ms. Marder's representation of OfficeMax in this action; they will continue to represent OfficeMax and should receive all notices and pleadings in this matter.

Accordingly, if the Court approves this substitution, all further notices and pleadings in

1 this matter should be sent to:

2 Michael J. Burns  
3 Seyfarth Shaw LLP  
4 560 Mission St., Suite 3100  
5 San Francisco, California 94105  
6 Telephone: 415-397-2823  
7 Facsimile: 415-397-8549  
8 mburns@seyfarth.com

6 Giovanna A. Ferrari  
7 Seyfarth Shaw LLP  
8 560 Mission St., Suite 3100  
9 San Francisco, California 94105  
10 Telephone: 415-397-2823  
11 Facsimile: 415-397-8549  
12 gferrari@seyfarth.com

10 Elham Marder  
11 OfficeMax Incorporated  
12 1111 West Jefferson St., Suite 510  
13 Boise, ID 83702  
14 Telephone: 208-388-4183  
15 Facsimile: 630-647-3864  
16 ElhamMarder@OfficeMax.com

14 Jeffrey Daymon Neumeyer (Admitted *Pro Hac Vice*)  
15 OfficeMax Incorporated  
16 1111 West Jefferson St., Suite 510  
17 Boise, ID 83702  
18 Telephone: 208-388-4177  
19 Facsimile: 630-647-3864  
20 JeffNeumeyer@OfficeMax.com

18 By signing below, OfficeMax's counsel hereby agree to this substitution and represent  
19 that it will cause no delay in the prosecution of this case to completion.

20 DATED: September 26, 2011

SEYFARTH SHAW LLP

21 By: \_\_\_\_\_ /S/  
22 Michael J. Burns

23 Attorneys for Defendant  
OFFICEMAX INCORPORATED

24 DATED: September 26, 2011

SEYFARTH SHAW LLP

25 By: \_\_\_\_\_ /S/  
26 Giovanna A. Ferrari

27 Attorneys for Defendant  
OFFICEMAX INCORPORATED

1 DATED: September 26, 2011

OFFICEMAX INCORPORATED

2 By: \_\_\_\_\_/S/

3 Elham Marder

4 Attorneys for Defendant  
OFFICEMAX INCORPORATED

5 DATED: September 26, 2011

OFFICEMAX INCORPORATED

6 By: \_\_\_\_\_/S/

7 Jeffrey Daymon Neumeyer

8 Attorneys for Defendant  
OFFICEMAX INCORPORATED

9 DATED: September 26, 2011

CALL & JENSEN

10 By: \_\_\_\_\_/S/

11 Matthew R. Orr

12 Attorneys for Defendant  
OFFICEMAX INCORPORATED

13 DATED: September 26, 2011

CALL & JENSEN

14 By: \_\_\_\_\_/S/

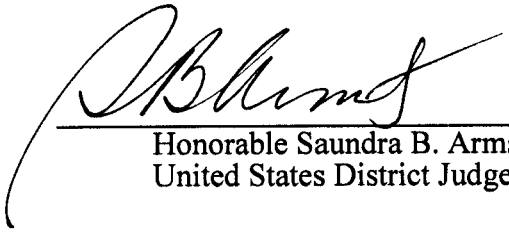
15 Scott R. Hatch

16 Attorneys for Defendant  
OFFICEMAX INCORPORATED

17 **[PROPOSED] ORDER**

18 IT IS SO ORDERED.

19  
20  
21 DATED: 9/27/11

22   
Honorable Sandra B. Armstrong  
United States District Judge

**Attestation Pursuant to General Order No. 45, Section X**

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/s/) within this efiled document.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 26<sup>th</sup> day of September, 2011, at San Francisco, California.

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Giovanna A. Ferrari